



HAGENS BERMAN

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June 16, 2015

Submitted Via foiaonline.regulations.gov

National Freedom of Information Office
 U.S. Environmental Protection Agency
 1200 Pennsylvania Avenue, NW (2822T)
 Washington, DC 20460
 (202) 566-1667

Re: REQUEST FOR PUBLIC RECORDS

To Whom It May Concern:

I am submitting this request for public documents under 5 U.S.C. § 552 et al. ("FOIA").

A. Definitions

For the purposes of this request:

1. The term "Document" shall include, but is not limited to, letters, emails, reports, submissions, interviews, policies, court or administrative pleadings and orders, spreadsheets, analyses or summaries, file notes, memoranda, transcripts, and other mediums of information storage or transmittal, in paper and/or electronic form;
2. The term "Agency" shall be defined as the Environmental Protection Agency;
3. The term "Entities" shall be defined to include:
 - a. Puerto Rico Electric Power Authority ("PREPA") a/k/a Autoridad De Energía Eléctrica ("AEE");
 - b. Petrobras America Inc.;
 - c. Petroleo Brasileiro S.A. a/k/a Brazilian Petroleum Corporation;
 - d. Shell Trading (US) Company a/k/a STUSCO;
 - e. Trafigura A.G.;
 - f. Trafigura Beheer B.V.;

- g. PetroWest, Inc.;
- h. Vitol S.A.;
- i. Vitol, Inc.;
- j. Inspectorate America Corporation;
- k. Bureau Veritas Holding, Inc.;
- l. Core Laboratories N.V. d/b/a Saybolt;
- m. Altol Chemical Environmental Laboratory Inc. d/b/a Alchem Laboratory;
- n. Altol Environment Services, Inc. d/b/a Altol Enterprises;
- o. William Rodney Clark;
- p. Edwin Rodriguez; and/or
- q. Cesar Torres Marrero.

4. The term “Relevant Period” shall be defined as January 1, 1999 to the present.

B. Requests

1. Please produce the Consent Decree between the Agency and PREPA entered into in or about in 1999 and amendment to the Consent Decree from 2004.

2. Please produce all contracts for the purchase of fuel oil No. 6 by the Puerto Rico Electric Power Authority during the Relevant Period.

3. Please produce all Documents concerning tests to be conducted or conducted of fuel oil No. 6 purchased by or delivered to the Puerto Rico Electric Power Authority during the Relevant Period.

4. Please produce all Documents relating to the Entities’ failure to meet Agency specifications for fuel oil in Puerto Rico during the Relevant Period.

5. Please produce all Documents related to any complaints concerning fuel oil No. 6 intended for the combustion of electricity in Puerto Rico during the Relevant Period, whether such complaints are related to the purchase, sale, delivery, testing, or use of the fuel oil.

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6. Please produce all Documents related to any complaints concerning the Entities in connection with fuel oil No. 6 in Puerto Rico.

7. Please produce all Documents related to any administrative, regulatory, disciplinary and/or enforcement proceeding against the Entities related to the sale, purchase, delivery, or testing of fuel oil during the Relevant Period, including but not limited to Documents such as pleadings, orders, judgments, findings, and/or conclusions.

8. Please produce all Documents related to any communications and/or reports submitted to the Agency by the Entities concerning compliance with the 1999 and 2004 EPA Consent Decrees during the Relevant Period.

Please release all reasonably segregable, nonexempt portions of the requested records. If you choose to deny any part of this request, please provide a written explanation for the denial, including a reference to the specific statutory exemption(s) upon which you rely, and whether a Document was withheld in its entirety or redacted.

The existence of confidential and/or exempt information on a responsive document does not require withholding from the production, but rather redaction of the nondisclosable information.

In lieu of hard copies, please feel free to scan your responses and send to my attention via email or on a CD. I agree to pay all reasonable costs associated with the search, retrieval, redaction, and copying costs for the production of records up to a maximum of \$200.00. If you estimate that the costs will exceed this limit, please contact me for authorization prior to copying any records.

If you have any questions or require additional information, please contact me at (708) 628-4961 or toma@hbsslaw.com. I look forward to receiving your response within the statutory time period.

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Thank you in advance for your assistance.

Sincerely,

A handwritten signature in cursive script, appearing to read "T. Ahlering".

HAGENS BERMAN SOBOL SHAPIRO, LLP

Thomas E. Ahlering